

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Irrigation and C.A.D. Department – Sri. M.V.S.S.Lingam, formerly Executive Engineer, Irrigation Dept., B.R.R.Vamsadhara Project Division No.1, Amadalavalasa, Srikakulam District and presently working in the Office of Designs Division No.3 of Special Designs Circle, Hyderabad – Departmental action initiated under rule 20 of Andhra Pradesh Civil Services (CC & A) Rules, 1991 – Minor penalty of withholding of two Annual Grade Increments without cumulative effect against Sri. M.V.S.S.Lingam, Executive Engineer – Awarded – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Rt.No. 837 .

Dated 26 .07.2012.

Read the following:-

- 1) From the Deputy Superintendent of Police, Anti-Corruption Bureau, Vizianagaram Camp at Srikakulam, A.P.Police Department Message dated 25.09.2009.
- 2) From the Director General, Anti-Corruption Bureau, Hyderabad, Letter Rc.No.242/RCT-VSK/09, dated 12-04-2010.
- 3) G.O.Rt.No.564, Irrigation & CAD (Ser.VI(1) Department, dated 24-05-2010.
- 4) From Sri M.V.S.S.Lingam, Executive Engineer, written statement of self defence dated 07.08.2010.
- 5) G.O.Rt.No.559, Irrigation & CAD (Ser.VI(1) Department, dated 06.06.2011.
- 6) Inquiry Report received from Sri K.Sudheer, Commissioner & Inquiring Authority, Godavari Basin, Hyderabad, dated 01.12.2011.
- 7) Govt. Memo.No.25301/Ser.VI(1)/2009-14, dated 01.02.2012 of Irrigation & CAD (Ser.VI(1) Department.
- 8) From Sri M.V.S.S.Lingam, Executive Engineer, representation dated 29.03.2012 received through Letter No.Rc/ENC/S1(1)/ 19178/2009, dated 16.04.2012 of Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

ORDER:

In the reference 1st read above, it has been brought to the notice of the Government that a trap case was registered by the Anti-Corruption Bureau authorities against Sri. M.V.S.S.Lingam, Executive Engineer, B.R.R.Vamsadhara Project Division No.1, Amadalavalasa, Srikakulam District, as he demanded and accepted the bribe amount from the complainant.

2. In the reference 2nd read above, the Director General, Anti-Corruption Bureau, Hyderabad in his final report has recommended to prosecute the accused officer Sri. M.V.S.S.Lingam, Executive Engineer in a competent Court of Law under Prevention of Corruption. Act, 1988 besides initiation of departmental action against Sri. M.V.S.S.Lingam, Executive Engineer, for non-submission of Annual Property Returns to the Department from the date of joining Government Service till date of trap i.e., from 06-07-1979 to 24-09-2009.

3. In the G.O. 3rd read above, departmental proceedings under rule 20 of A.P. Civil Services (CC & A) Rules, 1991 have been initiated against Sri. M.V.S.S.Lingam, formerly Executive Engineer, Irrigation Department, B.R.R.Vamsadhara Project Division No.1, Amadalavalasa, Srikakulam District, as he failed to submit his Annual Property Returns to the department during the period from 06.07.1979 to 24.09.2009.

(P.T.O.)

4. In the reference 4th read above, Sri. M.V.S.S.Lingam, formerly Executive Engineer has submitted his written statement of self defence, denying the charges framed against him. The written statement of self defence of Accused Officer was not convincing and in the reference 5th read above, orders were issued, appointing Sri K.Sudheer, In-charge Chief Engineer, Godavari Basin, Hyderabad Inquiring Authority, for conducting departmental inquiry into the charges framed against the charged officer Sri M.V.S.S.Lingam, Executive Engineer.

5. In the reference 6th read above, the Inquiring Authority in his Inquiry Report has concluded that that the Engineer-in-Chief (AW), Hyderabad in his Letter No .RC/ENC/SI(1)/ 19178/2009, dated 11-11-2009 stated that the records were verified and Sri M.V.S.S.Lingam, Executive Engineer has not submitted any Annual Property Statement since inception of the service. But as seen from the Engineer-in-Chief (AW) Memo. No. RC/ ENC/P1/ 3575/2009, dated 04-03-2009, Sri M.V.S.S.Lingam has submitted the Annual Property Statements from year ending 2008. As for this, it was not proved that Sri M.V.S.S.Lingam has not submitted his Annual Property Statements for entire period.

6. After examining the report of the Inquiring Authority, Government have decided to disagree with the findings of the Inquiring Authority and accordingly, in the reference 7th read above, while enclosing a report of the Inquiring Authority, the charged officer was informed that Government have disagreed with the findings of the Inquiring Authority with the following factor and he was directed to submit his representation within (15) days for taking necessary further action in the matter:-

“The charged officer stated during the inquiry that he had submitted the Annual Property Returns regularly, every year, but the evidence adduced by him to that effect was meager. Even assuming that the covering letters produced by the charged officer were genuine, there were only for the years 1985, 1987 and 2008. There was no evidence for submission of Annual Property Returns for the remaining years”

7. In the reference 8th read above, the charged officer Sri M.V.S.S. Lingam, Executive Engineer in his representation has stated among other things and requested to examine his case sympathetically duly considering the report submitted by the Inquiry officer and to drop the charges leveled against him.

8. After careful examination of the matter, Government have decided to award the minor penalty of withholding two Annual Grade Increments without cumulative effect against Sri. M.V.S.S.Lingam, formerly Executive Engineer, Irrigation Dept., B.R.R.Vamsadhara Project Division No.1, Amadalavalasa, Srikakulam District and presently working in the Office of Designs Division No.3 of Special Designs Circle, Hyderabad. Accordingly, it is hereby order to award the minor penalty of withholding of two Annual Grade Increments without cumulative effect against Sri. M.V.S.S.Lingam, formerly Executive Engineer, Irrigation Dept., B.R.R.Vamsadhara Project Division No.1, Amadalavalasa, Srikakulam District and presently working in the Office of Designs Division No.3 of Special Designs Circle, Hyderabad under sub-rule (iv) of Rule 9 of Andhra Pradesh Civil Services (CC & A) Rules, 1991.

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9. The Engineer-in-Chief (A.W.), Irrigation & C.A.D. Department, Hyderabad shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri M.V.S.S.Lingam, formerly Executive Engineer, Irrigation Dept.,
B.R.R.Vamsadhara Project Division No.1, Amadalavalasa,
Srikakulam District and presently working in the Office of Designs
Division No.3 of Special Designs Circle, Hyderabad through
Engineer-in-Chief (A.W.), Irrigation & CAD Department, Hyderabad.
The Engineer-in-Chief (A.W.), Irrigation & C.A.D. Department, Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.
The Accountant General (A & E), Andhra Pradesh, Hyderabad.
The Secretary to Vigilance Commission,
A.P. Vigilance Commission, Hyderabad.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER